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MONTEREY COUNTY

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JUN 20 1995

Date: June 9, 1995

William Canton, Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, DC 20036

RE: Ex Parte Presentation; RM-8577 Amendment Of The Commission's Rules To Preempt State and Local Control Regarding Commercial Mobile Services Providers.

Attached are two copies of the ex parte presentation submitted to the Federal Communications Commission for inclusion into the public record.

Sincerely,

Tom Perkins,
Chairman

cc: Ira R. Alderson, Jr., Attorney, California Public Utilities Commission, Safety and Enforcement Commission.

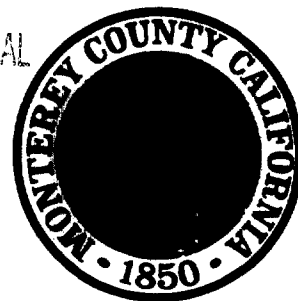
attachments: Two Copies: Ex Parte Presentation - RM-8577

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Ex Parte Presentation

RE: RM-8577 Amendment Of The Commission's Rules To Preempt State and Local Control Regarding Commercial Mobile Services Providers.

The following letter is being submitted to the Federal Communications Commission as an ex parte presentation pursuant to 47 CFR, Section 1.1206, Subsection (a)1. Two copies of this presentation are being submitted to the Secretary under separate cover.

Dear Federal Communications Commission:

A petition has been filed by the Cellular Telecommunications Industry Association requesting that the FCC adopt a rule (RM-8577) to preempt the authority of state and local governments to regulate the siting of cellular/wireless facilities. Monterey County opposes the proposed preemption of local control for the following reasons:

Monterey County is recognized worldwide for its scenic beauty represented by coastal seascapes and many hill and mountain silhouettes. We understand the need to encourage the advances brought by today's telecommunications technology. We also believe that it is very important to review and plan carefully for those uses that could impair valuable scenic resources. To this end, Monterey County implements a number of policies and regulations to address scenic and land use issues. Citizen advisory committees also provide input on these issues. The local

Airport Land Use Commission reviews and advises on aircraft safety issues related to the placement of cellular towers. Having a thoughtful review process guards against improper siting of cellular/wireless facilities while also adhering to a timely schedule that allows ultimately for a hearing and a decision on the project. This process encourages applicants and decision-makers early on to plan for and approve the most acceptable project that meets the goals of all concerned.

Monterey County is greatly concerned that removing local authority to regulate cellular/wireless facilities will cause a major inconsistency to occur in the application of Monterey County's locally adopted project planning and review process. Since Monterey County citizens play a major role in the land use development process, time and distance would preclude the FCC from effectively addressing their concerns. Also, since local agencies would no longer be processing siting applications, ensuring project consistency with local plans and regulations would be difficult given time limitations and the use of staff unfamiliar with local conditions, goals or policies.

Monterey County has successfully addressed these siting issues in the past and will continue to effectively balance the interests of the public and the cellular industry into the future. Keeping local control of these siting issues continues to be the best solution for all.

Sincerely,

A handwritten signature in cursive script that reads "Tom Perkins". The signature is written in dark ink and is positioned below the word "Sincerely,".

Tom Perkins,
Chairman

cc: U.S. Senator Dianne Feinstein
U.S. Senator Barbara Boxer
U.S. Representative Sam Farr
Federal Communications Commissioner Chong
Ira R. Alderson, Jr., Attorney, California Public Utilities Commission, Safety and Enforcement Division.